

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

Sandra M.,

No. 6:19-cv-00939-HZ

Plaintiff,

ORDER

v.

COMMISSIONER, SOCIAL  
SECURITY ADMINISTRATION,

Defendant.

HERNÁNDEZ, District Judge:

Plaintiff Sandra M. brought this action seeking review of the Commissioner's final decision to deny Disability Insurance Benefits. On October 8, 2021, the Court reversed the Commissioner's decision and ordered that the case be remanded for additional proceedings. Order, ECF 16. Judgment was also entered on October 8, 2021. ECF 17. On October 5, 2023, Plaintiff's counsel received notice of Plaintiff's award for benefits. Pl. Mot. Ex. 1, ECF 21.

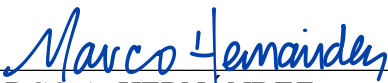
Plaintiff now seeks an award of fees of \$20,428.50 pursuant to 42 U.S.C. § 406(b). Pl. Mot. 2. Defendant does not object to the amount. Def. Resp. 2, ECF 22. The Court has reviewed

the record in the case, the motion, and the supporting materials including the award of benefits, the fee agreement with counsel, and the recitation of counsel's hours and services. Applying the standards set by *Gisbrecht v. Barnhart*, 535 U.S. 789, 796 (2002), the Court finds the requested fees reasonable.

The Court GRANTS the Motion [21] and awards Plaintiff's counsel \$20,428.50 in attorney's fees under 42 U.S.C. § 406(b). When issuing the section 406(b) check for payment to Plaintiff's attorney, the Commissioner is directed to subtract the amount previously received under EAJA (\$5,442.97) and send Plaintiff's attorney the balance of \$14,985.53 less any applicable processing fees as allowed by statute. Any amount withheld after all administrative and court attorney's fees are paid should be released to Plaintiff.

IT IS SO ORDERED.

DATED: December 31, 2023.

  
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MARCO A. HERNANDEZ  
United States District Judge